



Docket No.: 247709US2



COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 10/759,198

Applicants: Katsuji ANDOU

Filing Date: January 20, 2004

For: SEMICONDUCTOR DEVICE WITH PIPE FOR
PASSING REFRIGERANT LIQUID

Group Art Unit: 2814

Examiner: LE, Thao X

SIR:

Attached hereto for filing are the following papers:

RESPONSE TO RESTRICTION REQUIREMENT

Our credit card payment form in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Gregory J. Maier
Registration No. 25,599

Customer Number

22850

(703) 413-3000 (phone)
(703) 413-2220 (fax)

W. Todd Baker
Registration No. 45,265



DOCKET NO: 247709US2

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

KATSUJI ANDOU : EXAMINER: LE, THAO X

SERIAL NO: 10/759,198 :

FILED: JANUARY 20, 2004 : GROUP ART UNIT: 2814

FOR: SEMICONDUCTOR DEVICE WITH
PIPE FOR PASSING REFRIGERANT
LIQUID

RESPONSE TO RESTRICTION REQUIREMENT

COMMISSIONER FOR PATENTS
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SIR:

In response to the Restriction requirement of May 17, 2006, applicants elect, with traverse, the invention of Group I (Claims 1, 2, and 5).

Applicants traverse the outstanding election requirement on the grounds that it has not been established that it be an undue burden to examine each of the noted inventions and claims together.

Under M.P.E.P. § 803, a election is not proper if a search and examination can be made without a serious burden on the Examiner. M.P.E.P. § 803 specifically states:

If the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions.

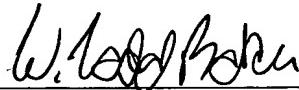
In this case, the entire application has already been examined. Consequently, further search and examination would not constitute a serious burden.

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Reply to Office Action of May 17, 2006

The outstanding election requirement has not established that each of the claims could be examined without an undue burden, and thus each of the noted inventions and claims should be examined on their merits.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



Gregory J. Maier
Attorney of Record
Registration No. 25,599

W. Todd Baker
Registration No. 45,265

Customer Number
22850

Tel: (703) 413-3000
Fax: (703) 413 -2220
(OSMMN 06/04)